

STANDARD AGREEMENT AMENDMENT

STD. 213 A (Rev 6/03)

☐ CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED _____ Pages

AGREEMENT NUMBER

S0450001

AMENDMENT NUMBER

4

REGISTRATION NUMBER

EP1003048

1. This Agreement is entered into between the State Agency and Contractor named below:
 STATE AGENCY'S NAME
Department of Personnel Administration
 CONTRACTOR'S NAME
Managed Health Network (MHN)
2. The term of this Agreement is July 1, 2004 through June 30, 2011
3. The maximum amount of this Agreement after this amendment is: \$ 25,744,920
Twenty Five Million, Seven Hundred Forty-Four Thousand, Nine Hundred Twenty Dollars and Zero Cents
4. The parties mutually agree to this amendment as follows. All actions noted below are by this reference made a part of the Agreement and incorporated herein:

Agreement S0450001 between the Department of Personnel Administration and Managed Health Network (MHN) reviewed and approved by DGS on July 2, 2004, and amended on September 14, 2006, June 22, 2007, and June 13, 2008, is hereby further amended as attached, exercising an option to extend the contract term one (1) year to June 30, 2011; and to add an additional \$4,500,000.00 to the amount of the existing contract.

The contract amount shall not exceed \$25,744,920.00.

All other terms and conditions shall remain the same.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR

CONTRACTOR'S NAME (If other than an individual, state whether a corporation, partnership, etc.)

Managed Health Network (MHN)

BY (Authorized Signature)

DATE SIGNED (Do not type)

PRINTED NAME AND TITLE OF PERSON SIGNING

Juanella Hefner, President

ADDRESS

2370 Kerner Boulevard
San Rafael, CA 94901**STATE OF CALIFORNIA**

AGENCY NAME

Department of Personnel Administration

BY (Authorized Signature)

DATE SIGNED (Do not type)

PRINTED NAME AND TITLE OF PERSON SIGNING

Debbie Endsley, Director

ADDRESS

1515 S Street, North Building, Suite 400; Sacramento, CA 95811

CALIFORNIA
 Department of General Services
 Use Only

☒ Exempt per: PCC 10295 (c)(4)
 Employee Benefit

AGREEMENT SUMMARY

STD 215 (Rev 4/2002)

AGREEMENT NUMBER

AMENDMENT NUMBER

S0450001

4

☐ CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED

1. CONTRACTOR'S NAME

Managed Health Network (MHN)

2. FEDERAL I.D. NUMBER

95-3817988

3. AGENCY TRANSMITTING AGREEMENT

Department of Personnel Administration

4. DIVISION, BUREAU, OR OTHER UNIT

Benefits

5. AGENCY BILLING CODE

31502

6. NAME AND TELEPHONE NUMBER OF CONTRACT ANALYST FOR QUESTIONS REGARDING THIS AGREEMENT

Kathie Mullen (916) 324-0432

7. HAS YOUR AGENCY CONTRACTED FOR THESE SERVICES BEFORE?

☐ NO☒ YES (If YES, enter prior contractor

name and Agreement Number)

Amendment to existing contract

8. BRIEF DESCRIPTION OF SERVICES - LIMIT 72 CHARACTERS INCLUDING PUNCTUATION AND SPACES

MHN shall administer the Employee Assistance Program

9. AGREEMENT OUTLINE (Include reason for Agreement: Identify specific problem, administrative requirement, program need or other circumstances making the Agreement necessary; include special or unusual terms and conditions.)

This amendment is necessary to extend the term one (1) year to June 30, 2011, and to add an additional \$4,500,000.00 to the current contract amount.

Total Contract amount shall not exceed \$25,744,920.00

10. PAYMENT TERMS (More than one may apply.)

☐ MONTHLY FLAT RATE☐ QUARTERLY☐ ONE -TIME PAYMENT☐ PROGRESS PAYMENT☐ ITEMIZED INVOICE☐ WITHHOLD _____ %☐ ADVANCED PAYMENT NOT TO EXCEED☐ REIMBURSEMENT/REVENUE

\$ _____ or _____ %

☒ OTHER (Explain) Contractor shall be paid monthly premium rates for all enrolled eligible employees11. PROJECTED EXPENDITURES
FUND TITLE

ITEM

F.Y.

CHAPTER

STATUTE

PROJECTED
EXPENDITURES

General Fund (Reimbursement)

8380-501-0995

04/05

171

\$3,140,368.00

General Fund (Reimbursement)

8380-501-0995

05/06

\$3,209,552.00

General Fund (Reimbursement)

8380-501-0995

06/07

\$3,385,000.00

General Fund (Reimbursement)

8380-501-0995

07/08

\$3,810,000.00

General Fund (Reimbursement)

8380-501-0995

08/09

\$3,900,000.00

General Fund (Reimbursement)

8380-501-0995

09/10

\$4,150,000.00

General Fund (Reimbursement)

8380-501-0995

10/11

\$4,150,000.00

OBJECT CODE 413

AGREEMENT TOTAL \$ 25,744,920.00

OPTIONAL USE PCA 54100 Index 5413

AMOUNT ENCUMBERED BY THIS DOCUMENT

\$ 4,150,000.00

I CERTIFY upon my own personal knowledge that the budgeted funds for the current budget year are available for the period and purpose of the expenditure stated above.

PRIOR AMOUNT ENCUMBERED FOR THIS AGREEMENT

\$ 21,594,920.00

ACCOUNTING OFFICER'S SIGNATURE

DATE SIGNED

TOTAL AMOUNT ENCUMBERED TO DATE

\$ 25,744,920.00

12.

AGREEMENT

TERM

From

Through

TOTAL COST OF
THIS TRANSACTION

BID, SOLE SOURCE, EXEMPT

Original

07/01/04

06/30/06

\$ 6,349,920.00

BID

Amendment No. 1

07/01/04

06/30/07

\$ 3,300,000.00

Amendment

Amendment No. 2

07/01/04

06/30/08

\$ 3,835,000.00

Amendment

Amendment No. 3

07/01/04

06/30/10

\$ 8,110,000.00

Amendment

Amendment No. 4

07/01/04

06/30/11

\$ 4,500,000.00

Amendment

TOTAL \$ 25,744,920.00

13. BIDDING METHOD USED:

- ☐ REQUEST FOR PROPOSAL (RFP) ☐ INVITATION FOR BID (IFB) ☐ USE OF MASTER SERVICE AGREEMENT
(Attach justification if secondary method is used)
- ☐ SOLE SOURCE CONTRACT ☐ EXEMPT FROM BIDDING ☒ OTHER (Explain) Amendment
(Attach STD. 821) (Give authority for exempt status)

NOTE: Proof of advertisement in the State Contracts Register or an approved form
STD. 821, Contract Advertising Exemption Request, must be attached

14. SUMMARY OF BIDS (List of bidders, bid amount and small business status) (If an amendment, sole source, or exempt, leave blank)

N/A

15. IF AWARD OF AGREEMENT IS TO OTHER THAN THE LOWER BIDDER, PLEASE EXPLAIN REASON(S) (If an amendment, sole source, or exempt, leave blank)

N/A

16. WHAT IS THE BASIS FOR DETERMINING THAT THE PRICE OR RATE IS REASONABLE?

N/A

17. JUSTIFICATION FOR CONTRACTING OUT (Check one)

- ☐ Contracting out is based on cost savings per Government Code 19130(a). The State Personnel Board has been so notified. ☒ Contracting out is justified based on Government Code 19130(b). Justification for the Agreement is described below.

Justification:

(b)(3) The services contracted are not available within civil service, cannot be performed satisfactorily by civil service employees, or are of such a highly specialized or technical nature that the necessary expert knowledge, experience, and ability are not available through the civil service system.

18. FOR AGREEMENTS IN EXCESS OF \$5,000, HAS THE LETTING OF THE AGREEMENT BEEN REPORTED TO THE DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING?

☐ NO ☒ YES ☐ N/A

19. HAVE CONFLICT OF INTEREST ISSUES BEEN IDENTIFIED AND RESOLVED AS REQUIRED BY THE STATE CONTRACT MANUAL SECTION 7.10?

☐ NO ☒ YES ☐ N/A

20. FOR CONSULTING AGREEMENTS, DID YOU REVIEW ANY CONTRACTOR EVALUATIONS ON FILE WITH THE DGS LEGAL OFFICE?

☐ NO ☐ YES ☒ NONE ON FILE ☐ N/A

21. IS A SIGNED COPY OF THE FOLLOWING ON FILE AT YOUR AGENCY FOR THIS CONTRACTOR?

- A. CONTRACTOR CERTIFICATION CLAUSES ☐ NO ☒ YES ☐ N/A
B. STD. 204, VENDOR DATA RECORD ☐ NO ☒ YES ☐ N/A

22. REQUIRED RESOLUTIONS ARE ATTACHED

☐ NO ☐ YES ☒ N/A

23. ARE DISABLED VETERANS BUSINESS ENTERPRISE GOALS REQUIRED? (If an amendment, explain changes, if any)

- ☐ NO (Explain below) ☒ YES (If YES complete the following)

DISABLED VETERAN BUSINESS ENTERPRISES: 3 % OF AGREEMENT

- ☒ Good faith effort documentation attached if 3% goal is not reached.
☐ We have determined that the contractor has made a sincere good faith effort to meet the goal.

Explain:

24. IS THIS A SMALL BUSINESS CERTIFIED BY OSBCR?

☒ NO ☐ YES (Indicate Industry Group)

SMALL BUSINESS REFERENCE NUMBER

25. IS THIS AGREEMENT (WITH AMENDMENTS) FOR A PERIOD OF TIME LONGER THAN ONE YEAR? (If YES, provide justification)

☐ NO ☒ YES

Exercising original contract's option to extend term. The extended length of the contract is in the best interest of the State and its employees.

I certify that all copies of the referenced Agreement will conform to the original Agreement sent to the Department of General Services.

SIGNATURE/TITLE

Kathleen Miller, Contracts Analyst

DATE SIGNED

1/25/10